



2612  
#4  
BA 8/31/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Inasaka  
Serial No. : 09/784,496  
Attorney Docket No. : XIP 50  
Filing Date : 2/15/2001  
For : System for Delivering News  
Examiner/Art Unit : Elder/2612

**RECEIVED**

AUG 24 2004

Technology Center 2600

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449 which have been cited during the prosecution of related foreign patent applications. Applicants respectfully requests that the Examiner consider the listed documents prior to the first examination on the merits and indicate that they were considered by making appropriate notations on the attached form.

Copies of U.S. 5,003,300 (Wells), U.S. 6,091,546 (Spitzer), WO 9949655 A1 (Mann), WO 0063763 A1 (Mitchell), WO 0055714 A1 (Messer), WO 9957628 A1 (Guerlain), and GB 2292038 A (Lam) are attached to this paper.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the subject application.

Respectfully submitted,



Christopher M. Tucker  
Reg. No. 48,783  
Agent for Applicants  
12701 Fair Lakes Circle  
Suite 550  
Fairfax, VA 22033  
(703) 631-6925

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

Under 37 CFR 1.97(b) or 1.97(c)

Docket No.  
**XIP 50**

In Re Application of:

**Inasaka**

Serial No.

09/784,496

Filing Date

2/15/2001

Examiner

Elder

Group Art Unit

2612

Title:

System for Delivering News

**RECEIVED**

AUG 24 2004

Address to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Technology Center 2600

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

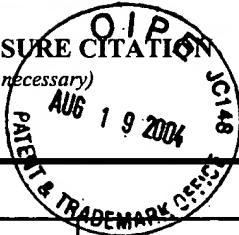
2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);**OR**☐ the fee set forth in 37 CFR 1.17(p).

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. XIP 50	
In Re Application: CYBERNAUT CORPORATION						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
09/784,496	2/15/01	ELDER		2612		
SYSTEM FOR DELIVERING NEWS				RECEIVED AUG 24 2004		
Payment of Fee				Technology Center 2600		
(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))						
<input checked="" type="checkbox"/> A check in the amount of \$180.00 is attached.						
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No.						
as described below.						
<input type="checkbox"/> Charge the amount of						
<input checked="" type="checkbox"/> Credit any overpayment.						
<input checked="" type="checkbox"/> Charge any additional fee required.						
Certificate of Transmission by Facsimile*				Certificate of Mailing by First Class Mail		
<div>I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.</div> <div>(Date)</div> <div>Signature</div> <div>Typed or Printed Name of Person Signing Certificate</div>				<div>I certify that this document and fee is being deposited on 8/17/04 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</div> <div>Signature of Person Mailing Correspondence</div> <div>JAMES J. RALABATE</div> <div>Typed or Printed Name of Person Mailing Certificate</div>		
*This certificate may only be used if paying by deposit account.				Dated: AUG. 17, 2004		
Signature						
JAMES J. RALABATE 5792 MAIN ST. WILLIAMSVILLE NY 14221 (716) 634-2280						
CC:						

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

XIP 50

Application Number

09/784,496

Applicant(s)

Inasaka

Filing Date

2/15/2001

Group Art Unit

2612

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,003,300	03/26/1991	Wells	340	705	
		6,091,546	07/18/2000	Spitzer	359	618	

RECEIVED

AUG 24 2004

Technology Center 2600

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		WO 9949655 A1	09/30/1999	WO				
		WO 0063763 A1	10/26/2000	WO				
		WO 0055714 A1	09/21/2000	WO				
		WO 9957628 A1	11/11/1999	WO				
		GB 2292038 A	07/02/1996	GB				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.